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6 LILLIAN CHRISTENSEN,

7 Plaintiff,

8 No. C 11-03864 JSW

9 v.
10 ROBERT E. COTNOIR, et al.,

11 **SECOND ORDER CONTINUING
12 DATES**

13 Defendants.

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15 The Court has reviewed the administrative motion filed by Robert E. Cotnoir
16 (“Cotnoir”) to continue the trial date. The Court HEREBY CONTINUES the pretrial
17 conference and trial to December 15, 2014 at 2:00 p.m. and January 26, 2015 at 8:00 a.m.,
18 respectively.

19 Upon review of the documents submitted by Cotnoir, it appears as though both parties
20 have failed to comply with the Court’s order requiring the parties **to meet and confer in person**
21 by no later than July 21, 2014 in order to prepare the required pretrial filings. Cotnoir
22 submitted a letter by Kenneth Steven Lundie (“Lundie”), but failed to state what efforts Cotnoir
23 made to satisfy the requirement to meet and confer in person by July 21, 2014. The Court
24 admonishes the parties that any further violation of a Court’s order will be sanctioned.
25 Moreover, the Court notes that Lundie stated in his letter that he was unable to meet the July 21
26 deadline and to consider his letter as satisfaction of the Court’s order. If a party is unable to
27 meet a Court deadline or other order, the party is required to seek leave of Court to extend the
28 deadline **before** the deadline passes. Additionally, the Court required the parties to meet and
confer **in person**.

1 The parties cannot alter a Court order without prior leave of Court. Lastly, the Court notes
2 Lundie's request to meet with Cotnoir's counsel's administrative staff, as opposed to meeting
3 with Cotnoir's counsel directly. Despite the parties' past inability to work well together, the
4 parties cannot avoid the necessity of working together to prepare for trial. The Court's order is
5 a requirement for **Lundie** and **Cotnoir's counsel** to meet and confer **in person**. To the extent
6 the parties have not already done so, **Lundie** and **Cotnoir's counsel** are hereby ordered to meet
7 and confer **in person** by no later than August 22, 2014 in order to prepare the documents
8 required by the Court's Standing Order regarding pretrial conferences in civil jury cases and
9 shall **jointly file** such documents by no later than September 5, 2014.

10 **IT IS SO ORDERED.**

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12 Dated: July 31, 2014

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17 JEFFREY S. WHITE
18 UNITED STATES DISTRICT JUDGE
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UNITED STATES DISTRICT COURT
FOR THE
NORTHERN DISTRICT OF CALIFORNIA

LILLIAN CHRISTENSEN,

Case Number: CV11-03864 JSW

Plaintiff,

CERTIFICATE OF SERVICE

v.

ROBERT E COTNOIR et al,

Defendant.

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I, the undersigned, hereby certify that I am an employee in the Office of the Clerk, U.S. District Court, Northern District of California.

13 That on July 31, 2014, I SERVED a true and correct copy(ies) of the attached, by placing
14 said copy(ies) in a postage paid envelope addressed to the person(s) hereinafter listed, by
depositing said envelope in the U.S. Mail, or by placing said copy(ies) into an inter-office
delivery receptacle located in the Clerk's office.

17 Ken Lundie
1753 NE Yaquina Heights Dr.
18 Newport, OR 97365-9568

20 | Dated: July 31, 2014

Jennifer Ottolini

Richard W. Wieking, Clerk
By: Jennifer Ottolini, Deputy Clerk